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General Order
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no. 8

(C) Coffin
Confederate

GENERAL ORDERS, } HEAD-QUARTERS, DEPARTMENT OF SO. CA. & GA.
No. 8. } POCOTALIGO, S. C., April 17th, 1862.

1..Before a General Court Martial, convened at Charleston, S. C., pursuant to Special Orders, No. 33, current series, from the Head-quarters, Department of South Carolina, etc., and of which Court Colonel JOHN DUNOVANT, 1st Regiment S. C. Infantry, is President, was arraigned and tried, viz :

1..Private *John Dunn*, of Capt. Kanapaux's Company, Wagner Light Artillery, on the following charge and specifications, viz :

CHARGE.

“*Desertion.*”

Specification 1st.....“ In that ; Private *John Dunn*, of Capt. Kanapaux's Company, Wagner Light Artillery, was enrolled in said Company on the 14th day of November, 1861 ; had leave of absence granted him on the 25th January, 1862, to return the next day, at 3 o'clock, P. M., and did not return.”

Specification 2d.....“ In that : said Private *John Beane*, alias *Dunn*, was found in Capt. Preston's Company of ‘Regular Artillery,’ Provisional Army C. S. A., on the 30th day of January, 1862 : was arrested and brought back to camp, where he remained until the 1st of February, 1862, on which day he was sent to Fort Sumter, by order of Brig.-Gen. Ripley.”

To which charge and specifications the accused pleaded as follows :

To the 1st Specification : “Not Guilty.”

To the 2d Specification : “Not Guilty.”

To the CHARGE : “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after mature deliberation, find the accused, Private *John Dunn*, of Capt. Kanapaux's Company, as follows :

Of the 1st Specification : “Not Guilty.”

Of the 2d Specification : “Not Guilty.”

Of the CHARGE : “Guilty of absence, without leave, from Capt. Kanapaux's Company, from the 26th of December, 1861, to 1st January, 1862.”

And the Court do, therefore, sentence the said Private *John Dunn*, to be returned to Capt. Kanapaux's Company, by the officer in command at Fort Sumter, and in that camp be kept in solitary confinement, on bread and water, for ten days, and ten days on full rations at hard labor, and forfeit all his pay and allowances now due, and all that may become due up to the expiration of this sentence.

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2. Private *John Nolan*, of Captain Kanapaux's Company, the Wagner Light Artillery, on the following charge and specifications, viz:

CHARGE.

"Desertion."

Specification 1st....."In that: Private *John Nolan*, of Captain Kanapaux's Company, the Wagner Light Artillery, was enrolled in said Company on the 12th day of January, 1862, and was granted a leave of absence until the 20th January, 1862, for the purpose of recruiting for said Company, and was ordered to his post by Lieutenant Ferguson which order he did not obey."

Specification 2d....."In that: Said Private, *John Nolan*, was found on the 1st February, 1862, in the recruiting office of Captain Preston, of the regular service Provisional Army, and was claimed as an enlisted man in Captain Preston's Company."

Specification 3d....."In that: Said Private, *John Nolan*, has received money from the officer of said Wagner Light Artillery, since his enrolment."

To which charge and specifications the accused pleaded as follows:

To the 1st Specification: "Not Guilty."

To the 2d Specification: "Not Guilty."

To the 3d Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, find the accused, Private *John Nolan*, Captain Kanapaux's Company, Wagner Light Artillery, as follows:

Of the 1st Specification: "Guilty."

Of the 2d Specification: "Guilty, except found at that particular time by Lieut. Ferguson."

Of the 3d Specification: "Guilty."

Of the CHARGE: "Guilty of absence without leave from his Company, from the 20th January, 1862."

And the Court do, therefore sentence the said Private *John Nolan* to be returned to Captain C. E. Kanapaux's Company by the commanding officer at Fort Sumter, and in that camp be kept in solitary confinement on bread and water for ten days, and ten days on full rations at hard labor under charge of the guard, and to forfeit all pay and allowances now due, up to the expiration of this sentence.

3. Private *Arthur McClure*, of Captain Kanapaux's Company, Wagner Light Artillery, Company "D," on the following charge and specifications:

CHARGE.

"Desertion."

Specification 1st....."In that: Private *Arthur McClure*, who was enrolled on the 20th November, 1861, at Camp Ripley, 'Magnolia Farm,' was granted a furlough for four days, and did not return to camp at the expiration of his furlough."

Specification 2d....."In that: Private *Arthur McClure* was found at Fort Sumter on the 1st day of February, 1862, by Lieutenant Ferguson, of said Company,

who was informed that said *Arthur McClure* had re-enlisted in the regular service of the Confederate States Provisional Army, contrary to the 22d Article of War."

To which charge and specifications the accused pleaded as follows:

To the 1st Specification: "Not Guilty."

To the 2d Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, find the accused as follows:

Of the 1st Specification: "Guilty."

Of the 2d Specification: "Guilty."

Of the CHARGE: "Guilty."

And the Court do, therefore, sentence the said *Arthur McClure* to forfeit all pay and allowances due him from the Confederate government up to the expiration of this sentence. To be imprisoned in Fort Sumter three months, and kept at hard labor, with a ball weighing (24) twenty-four pounds, with a chain six feet in length, attached to his left leg, and when not at labor to be kept in solitary confinement, under charge of the guard; and, at the expiration of his sentence, to be returned to Captain C. E. Kanapaux's Company, "D," Wagner Light Artillery, by the officer in command at Fort Sumter.

4..Private *T. S. Joiner*, of Company "D," 1st Regiment S. C. Volunteers, on the following charge and specification:

CHARGE.

"Violation of 46th Article of War."

Specification....."In this: That the said Private *T. S. Joiner*, of Company 'D,' 1st Regiment S. C. Volunteers, did, being one of a regimental guard, mounted at Cole's island, S. C., on the 17th day of February, 1862, and relieved on the 18th, while on his regular tour of duty and a sentinel regularly posted, sleep upon his post. All this at Cole's island, S. C., on or about the 17th of February, 1862."

To which charge and specification the accused pleaded as follows:

To the Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, find the accused as follows:

Of the Specification: "Not Guilty."

Of the CHARGE: "Not Guilty."

And the Court do, therefore, acquit him.

5..Private *Elisha Clarke*, Captain C. E. Kanapaux's Company, "D," Wagner Light Artillery, on the following charge and specifications:

CHARGE.

"Desertion."

Specification 1st....."In that; He, Private *Elisha Clarke*, who enrolled in said Company on the 14th day of November, 1861, had leave of absence on the

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13th of February, 1862, to return to camp for 'Dress Parade' same day, and did not return."

Specification 2d......"That said *Elisha Clarke* has enlisted in the regular service, Battalion of South Carolina Artillery, P. A. of the Confederate States, contrary to the 22d Article of War."

To which charge and specifications the accused pleaded as follows:

To the 1st Specification: "Not Guilty."

To the 2d Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, find the accused as follows:

Of the 1st Specification: "Guilty."

Of the 2d Specification: "Guilty."

Of the CHARGE: "Guilty."

And the Court do, therefore, sentence the said prisoner, *Elisha Clarke*, to forfeit all pay and allowances due him from the Confederate government up to the expiration of this sentence; to be imprisoned in Fort Sumter three months, and kept at hard labor, with a ball weighing (24) twenty-four pounds, with a chain six feet in length, attached to his left leg, and when not at labor to be kept in solitary confinement; and, at the expiration of his sentence, to be returned to Captain Kanapaux's Company, Wagner Light Artillery, Company "D," Palmetto Battalion Light Artillery.

6..Private *Alfred Lease*, of Company "I," 1st Regiment S. C. V., on the following charge and specification:

CHARGE.

"Violation of 46th Article of War."

Specification......"In that: Private *Alfred Lease*, of Company "I," 1st Regiment S. C. V., did, being one of a regimental guard mounted at Cole's island, S. C., on the 23d day of February, 1862, and relieved on the 24th day of February, 1862, while on his regular tour of duty and a sentinel regularly posted, sleep upon his post. All this at Cole's island on or about the 23d day of February, 1862."

To which charge and specification the accused pleaded as follows:

To the Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, find the accused as follows:

Of the Specification: "Guilty."

Of the CHARGE: "Guilty."

And the Court do, therefore, sentence the prisoner, Private *Alfred Lease*, of Company "I," 1st Regiment South Carolina Volunteers, to forfeit all pay and allowances due to him from the Confederate States up to the expiration of his sentence; to be confined on Cole's island two months, at hard labor, under charge of the guard, the first month to wear a ball, weighing twenty-four pounds, and chain six feet long, attached to the left leg, and after the expiration of the two months to be drummed out of the service.

7..Private *Timothy O'Sullivan*, Captain C. E. Kanapaux's Company, "D," Wagner Light Artillery, on the following charge and specification :

CHARGE.

"*Desertion.*"

Specification....."In that: He, Private *Timothy O'Sullivan*, who was enrolled in said Company on the 14th November, 1861, was sent to the hospital in Charleston, January 26th, 1862; that he ran away from the hospital and was found in Captain Preston's Company of Regular Artillery, Provisional Army, C. S., on the 30th day of January, 1862; was arrested and brought back to camp, where he remained until 1st February, 1862, when he was sent to Fort Sumter by order of Brigadier-General Ripley."

To which charge and specification the accused pleaded as follows :

To the *Specification*: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, find the accused as follows :

Of the *Specification*: "Guilty," except as to the words "and ran away from the hospital."

Of the CHARGE: "Not Guilty."

And finding no sentence, the prisoner is discharged from arrest.

8..Private *Jeremiah Holt*, of Company "A," 1st Regiment S. C. Infantry, on the following charges and specifications :

CHARGE I.

"*Treason.*"

Specification 1st....."In this: That the said Private *Jeremiah Holt*, of Company 'A,' 1st Regiment S. C. Infantry, did express his intention, and make preparations to inflict serious injury upon the Confederate States, and aid the enemy by destroying the magazine of Fort Moultrie, S. C. This at Fort Moultrie, S. C., on divers days, between the 1st day of December, A. D., 1861, and the 15th day of February, A. D., 1862."

Specification 2d....."In this: That the said Private *Jeremiah Holt*, of Company 'A,' 1st Regiment S. C. Infantry, did express his intention to communicate intelligence to the enemy's fleet then lying off Charleston Harbor. This at Fort Moultrie, S. C. on or about the 10th day of February, 1862."

CHARGE II.

"*Conduct to the prejudice of good order and military discipline.*"

Specification 1st....."In this: That the said Private *Jeremiah Holt*, of Company 'A,' 1st Regiment S. C. Infantry, did express his intention, and make preparations to inflict serious injury upon the Confederate States and aid the enemy by destroying the magazine of Fort Moultrie, S. C. This at Fort Moultrie, on divers days, between December 1st, 1861, and the 15th day of February, A. D., 1862."

Specification 2d.....“In this; That the said Private *Jeremiah Holt*, of Company ‘A,’ 1st Regiment S. C. Infantry, did express his intention to communicate intelligence to the enemy’s fleet, then lying off Charleston Harbor. This at Fort Montrie, S. C., on or about the 10th day of February, 1862.”

To which charges and specifications the accused pleaded as follows:

To 1st Specification to 1st CHARGE: “Not Guilty.”

To 2d Specification to 1st CHARGE: “Not Guilty.”

To the 1st CHARGE: “Not Guilty.”

To 1st Specification to 2d CHARGE: “Not Guilty.”

To 2d Specification to 2d CHARGE: “Not Guilty.”

To 2d CHARGE: “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after mature deliberation on the evidence adduced, find the accused, Private *Jeremiah Holt*, Company “A,” 1st Regiment, S. C. Infantry, as follows:

Of the 1st Specification to 1st CHARGE: “Guilty,” except to the words, “and make preparations.”

Of the 2d Specification to 1st CHARGE: “Guilty.”

Of the 1st CHARGE: “Not Guilty.”

Of the 1st Specification to 2d CHARGE: “Guilty,” except as to the words, “and make preparations.”

Of the 2d Specification to 2d CHARGE: “Guilty.”

Of the 2d CHARGE: “Guilty.”

And the Court do, therefore, sentence the said *Jeremiah Holt* to forfeit all pay and allowances now due him by the Confederate Government, except the just dues of the landress; to be imprisoned in Fort Sumter during the existence of the war with the United States, and kept at hard labor, under charge of the guard, with a twenty-four pound ball and chain six feet in length, attached to his left leg, and when not at hard labor to be kept in solitary confinement.

9. 1st Lieut. *F. J. Saunders*, 1st Regiment S. C. Volunteers, on the following charges and specifications:

CHARGE I.

“Neglect of Duty.”

Specification.....“In that; Lieut. *F. J. Saunders*, of Company ‘G,’ 1st Regiment S. C. Volunteers, while in command of the regimental guard, mounted on the 22d day of January, 1862 and relieved on the 23d day of January, 1862, failed to order under arrest or to report C. C. Hayne, a private soldier of Company ‘G,’ 1st Regiment of S. C. Volunteers, although it was reported by the corporal of the guard to said Lieut. *Saunders* that the said C. C. Hayne, a sentinel then on post in the regular tour of duty, had been found asleep on his post. All this at Cole’s island, on or about the morning of the 23d day of January, 1862.”

CHARGE II.

“Conduct unbecoming an officer.”

Specification.....“In this; That said First Lieutenant *F. J. Saunders*, on his report of a regimental guard, mounted on the 22d day of January, 1862, and re-

lieved on the 23d day of January, 1862, reported that nothing of moment had occurred, although it had been reported to him by the corporal of the guard that the said Private C. C. Hayne, then doing duty as a sentinel, had been found asleep on his post. All this at Cole's island, on or about the 23d day of January, 1862."

CHARGE III.

" Violation of the 27th Article of War."

Specification 1st....." In this; That the said First Lieutenant *F. J. Saunders*, being, by order of his commanding officer, under arrest within the lines of the camp of the 1st Regiment S. C. V., did leave his confinement before he was set at liberty by his commanding officer, by going beyond the lines of said camp. All this at Cole's island, S. C., on or about Friday, the 28th day of February, 1862."

Specification 2d....." In this; That the said First Lieutenant *F. J. Saunders*, being, by order of his commanding officer, under arrest and confined within the limits of the camp of the 1st Regiment S. C. V., did at different times leave his confinement before he was set at liberty by his commanding officer, by going beyond the lines of the said camp. All this at Cole's island, on or about the 25th and 26th days of February, 1862."

To which the accused pleaded as follows:

To the Specification to 1st CHARGE: "Not Guilty."

To the 1st CHARGE: "Not Guilty."

To the Specification to 2d CHARGE: "Not Guilty."

To the 2d CHARGE: "Not Guilty."

To 1st Specification to 3d CHARGE: "Not Guilty."

To 2d Specification to 3d CHARGE: "Not Guilty."

To the 3d CHARGE: "Not Guilty." ♣

FINDINGS AND SENTENCE.

The Court, after mature deliberation upon the evidence, find the accused, First Lieutenant *F. J. Saunders*, 1st Regiment S. C. V., as follows:

Of the Specification to 1st CHARGE: "Guilty."

Of the 1st CHARGE: "Guilty."

Of the Specification to 2d CHARGE: "Guilty."

Of the 2d CHARGE: "Guilty."

Of the 1st Specification to 3d CHARGE: "Guilty."

Of the 2d Specification to 3d CHARGE: "Guilty."

Of the 3d CHARGE: "Guilty."

And the Court do, therefore, sentence the said First Lieutenant *F. J. Saunders*, of Company "G," 1st Regiment S. C. Volunteers, to be cashiered.

10.. *T. S. Gilham*, a Private of Company "F," 1st Regiment S. C. Volunteers, on the following charge and specification:

CHARGE.

" Violation of the 46th Article of War."

Specification....." In this; That the said Private *T. S. Gilham*, Company "F," 1st Regiment S. C. Volunteers, did, being one of a regimental guard, mounted

at Cole's island, S. C., on the 25th February, 1862, and relieved on the 26th day of February, 1862, while on a regular tour of duty, and a sentinel regularly posted, sleep upon his post. All this at Cole's island, S. C., on or about the 25th day of February, 1862."

To which the accused pleaded as follows:

To the Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation find the accused as follows:

Of the Specification: "Guilty."

Of the CHARGE: "Guilty."

And the Court do, therefore, sentence the prisoner, Private *T. S. Gilham*, Company "F," 1st Regiment S. C. Volunteers, to forfeit all pay and allowances due him from the Confederate States up to the time of the expiration of his sentence; to be confined on Cole's island for two months at hard labor, under guard, the first month to wear a twenty-four pound ball and chain, six feet long, attached to the left leg, and after the expiration of the two months to be drummed out of the service.

11..Private *Wm. Donivant*, Company "D," 1st Infantry, C. S. P. A. on the following charge and specification:

CHARGE.

"Desertion."

Specification....."In this: That the said Private *Wm. Donivant*, Company "D," 1st Infantry C. S. P. A., did absent himself, without leave, from the Company to which he belongs, when stationed at Cole's island, on or about the 1st September, 1861, and remained absent until arrested in the City of Charleston on the 4th December, 1861, and brought back to his Company. All this at Sullivan's island, on or about 4th December, 1861."

To which the accused pleaded as follows:

To the Specification: "Guilty."

To the CHARGE: "Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation find the accused as follows:

Of the Specification: "Guilty."

Of the CHARGE: "Guilty."

And the Court do, therefore, sentence the said Private *Wm. Donivant*, Company "D," 1st Infantry C. S. P. A., to forfeit all pay and allowances due to him by the Confederate government, up to the expiration of this sentence, and be imprisoned in Fort Moultrie for two months, at hard labor.

12..Corporal *John Reynolds*, of Lee's Company, C. S. Artillery, on the following charges and specifications:

CHARGE I.

"Shooting his superior officer."

Specification....."In this; That *John Reynolds*, a Corporal of Lee's Company, C. S. Artillery, did wilfully and maliciously fire his musket at and dangerously

wound his superior officer. Patrick McNally, Orderly Sergeant of Lee's Company, C. S. Artillery. All this on Cole's island, on or about the morning of the 3d of March, 1862."

CHARGE II.

"Conduct prejudicial to good order and military discipline."

Specification....."In this; That the said *John Reynolds*, Corporal, Lee's Company, C. S. Artillery, did wilfully and maliciously fire his musket at and dangerously wound Patrick McNally, Orderly Sergeant of Lee's Company, C. S. Artillery. All this on Cole's island, on or about the morning of the 3d of March, 1862."

To which charges and specifications the accused pleaded as follows:

To the Specification to 1st CHARGE: "Not Guilty."

To the 1st CHARGE: "Not Guilty."

To the Specification to 2d CHARGE: "Not Guilty."

To the 2d CHARGE: "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, upon the evidence adduced, find Corporal *John Reynolds*, Lee's Company C. S. Artillery, as follows:

Of the Specification to 1st CHARGE: "Guilty," except the words "maliciously," and "superior officer."

Of the 1st CHARGE: "Guilty."

Of the Specification to 2d CHARGE: "Guilty," except as to the word "maliciously."

Of the 2d CHARGE: "Guilty."

And the Court do, therefore, sentence the said Corporal *John Reynolds* to be reduced to the ranks as a private; to forfeit all pay and allowances now due him or to become due him, up to the expiration of this sentence, except the just dues of the laundress, and to be confined under guard with his command for six (6) months—one week of each of which months to be placed in solitary confinement on bread and water. The Court has been thus lenient in consideration of the wanton and aggravated provocation which led to the commission of the act.

13..Private *John C. Heenan*, Company "H." 1st Infantry C. S. P. A., on the following charge and specification:

CHARGE.

"Desertion."

Specification....."In this; That the said Private *John C. Heenan*, Company "H." 1st Infantry C. S. P. A., did on or about the 6th day of July, 1861, desert his company, then stationed at Battery island, S. C., and that he did remain absent until he was lodged in the guard-house in Charleston, S. C., on or about the 30th of January, 1862."

To which charge and specification the accused pleaded as follows:

To the Specification: "Guilty."

To the CHARGE: "Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, find the accused as follows:

Of the Specification: "Guilty."

Of the CHARGE: "Guilty."

And the Court do, therefore, sentence the said *John C. Heenan* to forfeit all pay and allowances accruing since the 6th of July last up to the expiration of this sentence: be confined under charge of the guard for three months with Captain Preston's Company: and, during one month of said time, to wear a chain six feet long on his left leg, with a twenty-four (24) pound ball attached.

14. *George Johnson*, Private of Company "B," Battalion Artillery C. S. P. F., on the following charge and specification:

CHARGE.

"*Mutinous Conduct.*"

Specification....."In this: That he, the said Private *George Johnson* Company "B," Battalion of Artillery C. S. P. F., on being ordered by Lieutenant T. D. Waties, officer in command, to deliver up his gun, positively refused to obey such order, making at the time forcible resistance to guard when in discharge of their duty, cursing the sergeant of the guard, James V. Rowell, and the guard."

To which charges and specification the accused pleaded as follows:

To the Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, find the accused as follows:

Of the Specification: "Guilty."

Of the CHARGE: "Guilty."

And the Court do, therefore, sentence the said Private *George Johnson*, to be confined under guard for one month, one half of that time on bread and water, and to forfeit all pay and allowances accruing to him during that time, except the just dues of the landress.

15. Private *Dennis Murphy*, Company "D," Hatch's Regiment S. C. Volunteers, on the following charges and specifications:

CHARGE I.

"*Desertion.*"

Specification....."In this: That the said *Dennis Murphy*, who was enlisted in said Company on the 24th day of September, A. D., 1861, had leave of absence granted him on or about 14th January, A. D., 1862, for two days, and did not return."

CHARGE II.

"*Violation of the 22d Article of War.*"

Specification....."In this: That the said Private *Dennis Murphy*, being an enlisted soldier in Captain E. O. Murden's Company, without the permission of

his commanding officer, and without any regular certificate of transfer, joined by enlistment the Battalion of S. C. Artillery. All this at or near the City of Charleston, on or about the 14th January, 1862."

To which charges and specifications the accused pleaded as follows:

To Specification of 1st CHARGE: "Not Guilty."

To the 1st CHARGE: "Not Guilty."

To Specification of 2d CHARGE: "Not Guilty."

To the 2d CHARGE: "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, find the accused as follows:

Of the Specification of 1st CHARGE: "Guilty."

Of the 1st CHARGE: "Guilty."

Of the Specification of 2d CHARGE: "Not Guilty."

Of the 2d CHARGE: "Not Guilty."

And the Court do, therefore, sentence the said *Dennis Murphy*, Private of Company "D," Hatch's Regiment, to forfeit all pay and allowances due him from the Confederate government, except the just dues of the laundress, and that he be confined under guard for one month, and be then dismissed from the service.

In the sentence above, the Court is thus lenient in consequence of the personal infirmity of the prisoner, and his probable mental weakness.

16..Private *Wm. H. Hobbs*, Lee's Company C. S. Artillery, on the following charge and specification:

CHARGE.

"Sleeping on Post."

Specification....."In this: That the said Private *Wm. H. Hobbs*, Lee's Company C. S. Artillery, was found asleep on post, on or about the 22d January, 1862."

To which charge and specification the accused pleaded as follows:

To the Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, find the accused as follows:

Of the Specification: "Guilty."

Of the CHARGE: "Guilty."

And the Court, do, therefore, sentence the said Private *Wm. H. Hobbs* to forfeit all pay and allowances due from the Confederate government up to the expiration of this sentence, except the just dues of the laundress: to be confined under guard for six months, at hard labor, with a chain six feet long and a ball of (24) twenty-four pounds weight attached to his left leg, and be kept in solitary confinement, on bread and water, every third week of the said term.

17..Private *Nichols*, Lee's Company C. S. Artillery, on the following charge and specification:

CHARGE.

"Insubordinate Conduct."

Specification....."In this: That the said Private *Nichols*, Lee's Company C. S. Artillery, did, on the morning of the 4th of January, 1862, at or about 7 o'clock,

A. M. use highly offensive and mutinous language to Lieut. T. B. Hayne, commanding Lee's Company C. S. Artillery, saying, 'when a fight takes place I will put a bullet in your neck,' or words to that effect; besides using other impertinent and mutinous language to the above-mentioned officer.

All this at Cole's island, on or about the 4th day of January, 1862."

To which charge and specification the accused pleaded as follows:

To the Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, find the accused as follows:

Of the Specification: "Not Guilty."

Of the CHARGE: "Not Guilty."

And the Court do, therefore, sentence the said Private *Nichols*, to be discharged from confinement.

18..Private *J. W. Westbrook*, Company "B," Lucas' Battalion C. S. P. A., on the following charge and specification:

CHARGE.

"Attempt at Desertion."

Specification....."In this; That the said Private *Westbrook*, Company 'B,' Lucas' Battalion, having obtained a forged pass to visit Charleston, was arrested after leaving Cole's island. All this at Cole's island on or about the 24th day of January, 1862."

To which charge and specification the accused pleaded as follows:

To the Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, find the accused as follows:

Of the Specification: "Not Guilty."

Of the CHARGE: "Not Guilty."

And the Court do, therefore, sentence the said Private, *J. W. Westbrook*, to be discharged from confinement.

19..Private *R. E. Yeomans*, of Captain Brabham's Company, 1st Regiment S. C. Volunteers, on the following charge and specification:

CHARGE.

"Violation of the Article of War."

Specification....."In this; That the said Private *R. E. Yeomans*, of Captain Brabham's Company, "I," of the 1st Regiment S. C. Volunteers did, being one of a regimental guard, while regularly posted as a sentinel, sleep upon his post, sometime during the night of the 14th of March, 1862, or the morning of the 15th of March, 1862. All this at Cole's island, S. C., on or about the night of the 14th of March 1862, or the morning of the 15thth March 1862."

To which charge and specification the accused pleaded as follows:

To the Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, find the accused as follows :

Of the Specification: "Guilty."

Of the CHARGE: "Guilty."

And the Court do, therefore, sentence the said Private *R. E. Yeomans*, to be confined under guard for one month—one half of the time on bread and water.

The Court is thus lenient in its sentence in consideration of the proof of sickness, which the prisoner made to the Court.

20.. Private *Wm. Casey*, Company "A," Lucas' Battalion, C. S. P. A., on the following charges and specifications :

CHARGE I.

"Conduct prejudicial to good order and military discipline."

Specification....."In this: That the said Private *Wm. Casey*, Company 'A,' Lucas' Battalion, C. S. P. A., did break in and take from one of the store-rooms of the Commissary department a quantity of liquor."

CHARGE II.

"Conduct prejudicial to military discipline."

Specification....."In this: That he, the said Private *Wm. Casey*, having taken from one of the commissary store rooms liquor, did become intoxicated whilst a member of the guard. All this at Fort Palmetto, Cole's island, on or about the 13th day of January, 1862."

To which charges and specifications the accused pleaded as follows:

To the Specification to 1st CHARGE: "Not Guilty."

To the 1st CHARGE: "Not Guilty."

To the Specification to 2d CHARGE: "Not Guilty."

To the 2d CHARGE: "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, find the accused as follows:

Of the Specification of 1st CHARGE: "Not Guilty."

Of the 1st CHARGE: "Not Guilty."

Of the Specification of 2d CHARGE: "Guilty," except the words "having taken from one of the commissary rooms liquor."

Of the 2d CHARGE: "Guilty."

And the Court do, therefore sentence the said Private *Wm. Casey*, to be reprimanded for being intoxicated whilst a guard, by his commanding officer, before the Battalion whilst under arms, and be discharged from confinement.

The Court is thus lenient in their sentence in consequence of the corporal punishment which the prisoner has already undergone.

21.. Private *Wm. Butler*, Company "A," Lucas' Battalion, C. S. P. A., on the following charge and specification:

CHARGE.

"Attempt at Desertion."

Specification....."In this: That the said Private *Wm. Butler*, Company 'A,' Lucas' Battalion, C. S. P. A., having obtained a forged pass to pass the line

of sentinels, was arrested after having left Cole's island. All this at Cole's island, on or about the 24th day of January, 1862."

To which charge and specification the accused pleaded as follows:

To the Specification: "Not Guilty."

To the Charge: "Not Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, find the accused as follows:

Of the Specification: "Not Guilty."

Of the Charge: "Not Guilty."

And the Court do, therefore sentence that the said Private *William Butler* be discharged from confinement.

22..Private *W. H. McClane*, of Captain Duncan's Company, 1st Regiment, S. C. V., on the following charge and specification:

CHARGE.

"Violation of the 46th Article of War"

Specification....."In this: That the said Private *W. H. McClane*, of Captain Duncan's Company, 'G,' 1st Regiment S. C. Volunteers, did, being one of a regimental guard, while regularly posted as a sentinel, sleep upon his post, some time during the night of the 15th day of March, 1862, or the morning of the 16th of March, 1862 All this at Cole's island, S. C., on or about the night of the 15th or morning of the 16th of March, 1862."

To which charge and specification the accused pleaded as follows:

To the Specification: "Guilty."

To the Charge: "Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, find the accused as follows:

Of the Specification: "Guilty."

Of the Charge: "Guilty."

And the Court do, therefore, sentence the said Private *W. H. McClane* to be confined under guard for one month, and on alternate weeks to be placed on bread and water.

23..Private *Dennis Flynn*, Company "D," Hatch's Regiment S. C. Volunteers, on the following charges and specifications:

CHARGE I.

"Desertion."

Specification....."In this: That the said Private *Dennis Flynn*, who was enlisted in said Company on the 24th day of September, A. D., 1861, had leave of absence granted him on or about the 14th January, A. D., 1862, for two days, and did not return."

CHARGE II.

"Violation of the 22d Article of War."

Specification....."In this: That the said Private *Dennis Flynn*, being an enlisted soldier in Captain E. O. Murden's Company, without the permission of his commanding officer, and without any regular certificate of transfer, joined

by enlistment the Battalion of S. C. Artillery. All this at or near the City of Charleston, on or about the 14th January, 1862."

To which charges and specifications the accused pleaded as follows:

To Specification to 1st CHARGE: "Not Guilty."

To the 1st CHARGE: "Not Guilty."

To Specification to 2d CHARGE: "Not Guilty."

To the 2d CHARGE: "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, find the accused as follows:

Of the Specification to 1st CHARGE: "Not Guilty"

Of the 1st CHARGE: "Not Guilty."

Of the Specification to 2d CHARGE: "Not Guilty."

Of the 2d CHARGE: "Not Guilty."

And the Court do therefore sentence that he be discharged from confinement.

24..Private *Jeremiah Sullivan*, Company "F," R. C. Infantry, on the following charge and specification:

CHARGE.

"Violation of the 46th Article of War."

Specification....."In this; That he, Private *Jeremiah Sullivan*, having been regularly posted as a sentinel did leave his post without being regularly relieved. This at Fort Moultrie, Sullivan's Island, S. C., on or about the 8th day of March, 1862."

To which charge and specification the accused pleaded as follows:

To the Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, find the accused, Private *Jeremiah Sullivan*, Company "F," R. C. Infantry, as follows:

Of the Specification: "Guilty."

Of the CHARGE: "Guilty."

And the Court do, therefore sentence the said *Jeremiah Sullivan* to be kept in solitary confinement for one month—two weeks on bread and water and two weeks on full rations and at the end of that time to be put to hard labor, with a twenty-four pound ball attached by a chain to his leg, for one month longer, and to forfeit two months pay."

25..Private *Robert McKee*, Company "E," 1st Battalion S. C. Artillery, P. F. C. S. A., on the following charges and specifications:

CHARGE I.

"Drunkenness on Duty."

Specification 1st....."In this; That he, Private *McKee*, Company "E" 1st Battalion S. C. Artillery, P. F. C. S. A. did, while on duty as a member of a detachment of Company "E," 1st Battalion S. C. Artillery P. F. C. S. A., get so much under the influence of intoxicating liquor as to be totally unfit for duty. All this on or about the 19th day of March, 1862 at Fraser's wharf, in the City of Charleston, S. C."

Specification 2d.....“In this: That he, Private *Robert McKee*, Company ‘E,’ 1st Battalion South Carolina Artillery, P. F. C. S. A., did, while on duty as a member of a detachment of Company ‘E,’ 1st Battalion S. C. Artillery, P. F. C. S. A., load and prime his musket, and go on duty with said piece in said condition, contrary to positive orders. All this on or about the 19th day of March, 1862, at Fraser’s wharf, in the City of Charleston, S. C.”

CHARGE II.

“Threatening to take the life of his superior officer.”

Specification.....“In this: That he, Private *Robert M’Kee*, Company ‘E,’ 1st Battalion S. C. Artillery, P. F. C. S. A., did, after being put on extra post for punishment, with his musket unloaded, by Lieut. J. B. Hawkins, the officer in charge of detachment of Company ‘E,’ 1st Battalion S. C. Artillery, did remark to the acting sergeant of guard of said detachment, while passing, that he had loaded or fixed his musket to shoot the one who had placed him on extra post, and at the same time showed said piece to said sergeant, who found piece primed and charged. All this on or about the 19th day of March, 1862, at Fraser’s wharf, in the City of Charleston, S. C.”

To which charges and specifications the accused pleaded as follows:

To the Specification of 1st CHARGE: “Not Guilty.”

To the 1st CHARGE: “Not Guilty.”

To the Specification of 2d CHARGE: “Not Guilty.”

To the 2d CHARGE: “Not Guilty.”

FINDINGS AND SENTENCE.

The Court, after mature deliberation, find the accused, Private *Robert McKee*, Company “E,” 1st Battalion South Carolina Artillery, as follows:

Of the 1st Specification of the 1st CHARGE: “Guilty.”

Of the 1st CHARGE: “Guilty.”

Of the Specification of the 2d CHARGE: “Guilty.”

Of the 2d CHARGE: “Guilty.”

And the Court do, therefore, sentence the said Private *Robert McKee*, Company “E,” Battalion of Artillery, to be confined, under guard, for six months, with a twenty-four pound ball attached, with a chain six feet long, to his left leg; the alternate months of this time at hard labor. During the month not at hard labor, to be kept in solitary confinement, with bread and water as rations the alternate weeks of his solitary confinement, and to forfeit one half of his pay and allowances accruing during the execution of the sentence.

26..Private *Samuel Hutchinson*, Company “B,” 1st Regiment S. C. Artillery, C. S. P. F., on the following charge and specification:

CHARGE.

“Sleeping on Post.”

Specification.....“In this: That he, said Private *Samuel Hutchinson*, Company ‘B,’ 1st Regiment S. C. Artillery, C. S. P. F., did, after being regularly posted as sentinel at Post No. 7, in front of magazine sit down and go to

sleep on his post, in which condition he was found by the officer of the day."

All this at Fort Sumter, on or about the morning of the 29th of March, 1862.

To which charge and specification the accused pleaded as follows:

To the Specification: "Guilty."

To the CHARGE: "Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, find the accused, Private *Samuel Hutchinson*, Company "B," 1st Regiment S. C. Artillery, C. S. P. F., as follows:

Of the Specification: "Guilty."

Of the CHARGE: "Guilty."

And the Court do, therefore, sentence the said *Samuel Hutchinson*, Private in Company "B," 1st Regiment S. C. Artillery, to be imprisoned for three months, and to forfeit all pay and allowances which may accrue during the execution of the sentence, except the just dues of the laundress.

The Court is thus lenient in the above sentence, in consequence of the good character of the accused as a soldier.

27..Private *Henry Gullidge*, of Hard's Company, "F," 7th Regiment S. C. Volunteers, on the following charge and specification:

CHARGE.

"*Desertion.*"

Specification....."In this; That on the 21st day of July, 1861, *Henry Gullidge*, of Hard's Company, 'F,' 7th Regiment S. C. Volunteers, did desert from his Company, and having proceeded to South Carolina, attached himself to Capt. Shaw's Company, Moragne's (19th) Regiment S. C. Volunteers, stationed near Charleston, and there remained until the 11th day of March, at which time he was arrested and sent to Fort Sumter, by Brigadier-General Ripley, to await trial."

To which charge and specification the accused pleaded as follows:

To the Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDING AND SENTENCE.

The Court having no proof in support of the charge and specification, after mature deliberation find the accused as follows:

Of the Specification: "Not Guilty."

Of the CHARGE: "Not Guilty."

And it is, therefore, the sentence of the Court, that the said *Henry Gullidge*, of Hard's Company, "F," 7th Regiment S. C. Volunteers, be discharged from confinement and arrest.

28..Private *Wade Younginer*, of Hard's Company, 7th Regiment S. C. Volunteers, on the following charge and specification:

CHARGE.

"*Desertion.*"

Specification....."In this; That on the 21st day of July, 1861, Private *Wade Younginer*, of Hard's Company, 7th Regiment S. C. Volunteers, did desert

his corps at Centreville, Va., and, having made his way to South Carolina, did attach himself to Capt. Gregg's Company, 19th Regiment S. C. Volunteers, where he remained until the 11th March, 1862, at which time he was arrested, and sent to Fort Sumter, by Brigadier-General Ripley, to await trial."

To which charge and specification the accused pleaded as follows:

To the Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, find the accused as follows (having no proof in support of the charge):

Of the Specification: "Not Guilty."

Of the CHARGE: "Not Guilty."

And the Court do, therefore, sentence the said Private *Wade Younginer* to be discharged from confinement and arrest.

29.. Private *James M. Curtin*, of Hard's Company, 7th Regiment S. C. Volunteers, on the following charge and specification:

CHARGE.

"Desertion."

Specification....."That on the 21st July, 1861, Private *James M. Curtin*, of Hard's Company, 7th Regiment S. C. Volunteers, did desert his Company at Centreville, Va.; and having proceeded to Charlottesville, did there obtain a furlough for thirty days from the hospital surgeon; and having made his way to South Carolina, and his furlough having expired, he failed to report himself to his Company or Regiment: he attached himself to Captain Gregg's Company, Moragne's (19th) Regiment S. C. Volunteers, and has been stationed near Charleston until the 11th day of March, 1862, at which time he was arrested and sent to Fort Sumter, by order of Brigadier-General Ripley, to await trial."

To which charge and specification the accused pleaded as follows:

To the Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation (having no proof in support of the charge), find the accused as follows:

Of the Specification: "Not Guilty."

Of the CHARGE: "Not Guilty."

And the Court do, therefore, sentence that the said Private *James M. Curtin* be discharged from confinement and arrest.

30.. Private *Martin Hollins*, of Company "G," 18th Regiment S. C. Volunteers, on the following charge and specifications:

CHARGE.

"Desertion."

Specification 1st....."In this; That the said Private *Martin Hollins* left his quarters at Camp Guerin, St. Andrew's parish, on or about the 9th of February,

1862, with the intention of deserting, and was recovered from the guard-house in the City of Charleston. S. C., ten or twelve days afterward."

Specification 2d......"That the Private *Martin Hollins* did leave his quarters at Camp Guerin, St. Andrew's parish, with written permission for eight hours, on the 24th of March, 1862. and was recovered from the guard-house in the City of Charleston three days afterward."

Specification 3d......"That the Private *Martin Hollins*, combining with others, procured a forged pass, upon which, knowing the same to be forged, left his quarters at Camp Guerin on the 29th day of March, 1862, and remained absent until arrested and brought back to camp. All this at Camp Guerin, St. Andrew's parish. State of South Carolina."

To which charge and specifications the accused pleaded as follows:

To the 1st Specification: "Not Guilty."

To the 2d Specification: "Not Guilty."

To the 3d Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDINGS AND SENTENCE.

The Court, after mature deliberation, find the accused as follows:

Of the 1st Specification: "Guilty," except the words "with the intention of deserting."

Of the 2d Specification: "Guilty."

Of the 3d Specification: "Guilty," except as to the words "combining with others, procured a forged pass, upon knowing the same to be forged"

Of the CHARGE: Amended so as to read "absent from his Company without leave:" "Guilty."

And the Court do, therefore, sentence the said Private *Martin Hollins*, Company "G," 18th Regiment S. C. Volunteers, to be confined under guard for two months, the alternate weeks of which time to have rations of bread and water; and, during the weeks with full rations to be kept at hard labor, and to forfeit all his pay and allowances which may accrue during the execution of the sentence.

31..Private *John R. Altman*, Company "F," 7th Regiment S. C. Volunteers, on the following charge and specification:

CHARGE.

"Desertion."

Specification......"In this; That *John R. Altman*, of Hard's Company, 'F,' 7th Regiment S. C. Volunteers having received a furlough for the space of forty days, in the month of September, did, at the end of that period, fail to report himself to his Company or Regiment, and proceeded to Columbia, where he attached himself to Captain Waties' Company, White's Battalion of Artillery; and that the said *John R. Altman* has remained absent from his corps until the 11th of March, when he has been reported to the lieutenant in command of Captain Waties' corps, and arrested."

To which charge and specification the accused pleaded as follows:

To the Specification: "Not Guilty."

To the CHARGE: "Not Guilty."

FINDING AND SENTENCE.

The Court, after mature deliberation, find the accused as follows (having no evidence to support the charge):

Of the Specification: "Not Guilty."

Of the Charge: "Not Guilty."

And the Court do, therefore, sentence that the said Private *John R. Altman* be discharged from arrest and confinement.

II..The proceedings, findings and sentence of the General Court Martial in the case of First Lieutenant *F. J. Saunders*, 1st Regiment S. C. Volunteers, are approved. Lieutenant *Saunders* ceases to be an officer of the Confederate army from the date of the promulgation of this sentence.

The proceedings, findings and sentence in the case of Private *R. E. Yeomans*, of Company "I," 1st Regiment S. C. Volunteers, are confirmed, and the sentence will be duly executed, although, in the opinion of the Major-General commanding, the sentence is entirely inadequate to the offence; if unable to perform the important duty of a sentinel, he should have applied to be relieved.

The proceedings, findings and sentence in the case of Private *Dennis Murphy*, Company "D," Hatch's Regiment, are approved, and the sentence will be duly executed, except that portion of the sentence which requires that he be dismissed from the service, which is remitted.

The proceedings, findings and sentence in the case of Private *Jeremiah Holt*, Company "A," 1st Regiment S. C. Infantry, are approved, and the sentence will be duly executed, except that portion which relates to the solitary confinement, which is remitted.

The proceedings and findings in the cases of Privates *Wade Younginer*, *Henry Gullidge*, *James H. Cartin* and *John R. Altman*, are confirmed. The Judge Advocate of the Court should not have assigned *Younginer*, *Gullidge*, *Cartin* and *Altman*, on charges of so grave a character, until the presence of the necessary witnesses for the prosecution could be obtained. In all such cases the charges should be referred back to the Department Headquarters, with a statement of the reasons, therefore they will be released from confinement, and assigned to temporary duty with such corps as the commanding officer of the Second Military District shall direct.

The proceedings and findings in the case of Private *William Casey*, Company "A," Lucas' Battalion, are confirmed; the sentence is disapproved, as, in the opinion of the Major-General commanding the Department, the sentence awarded is entirely inadequate to the offence. Private *Casey* will be released from confinement and returned to duty with his Company.

The proceedings and findings in the cases of Privates *Dennis Flynn*,

Company "D," Hatch's Regiment S. C. Volunteers, and William Butler, Lucas' Battalion, Company "A," are confirmed. If found "Not Guilty" by the Court, they should be acquitted. Privates Flynn and Butler will be released from confinement and returned to duty with their Companies.

The proceedings, findings and sentences in the cases of Privates T. S. Joiner, Company "D," 1st Regiment S. C. Volunteers; Timothy O'Sullivan, Captain Kanapaux's Company, "D," Wagner Light Artillery; J. W. Westbrook, Company "B," Lucas' Battalion; Nichols, Lee's Company C. S. Artillery, are confirmed; they will be released from confinement and returned to duty.

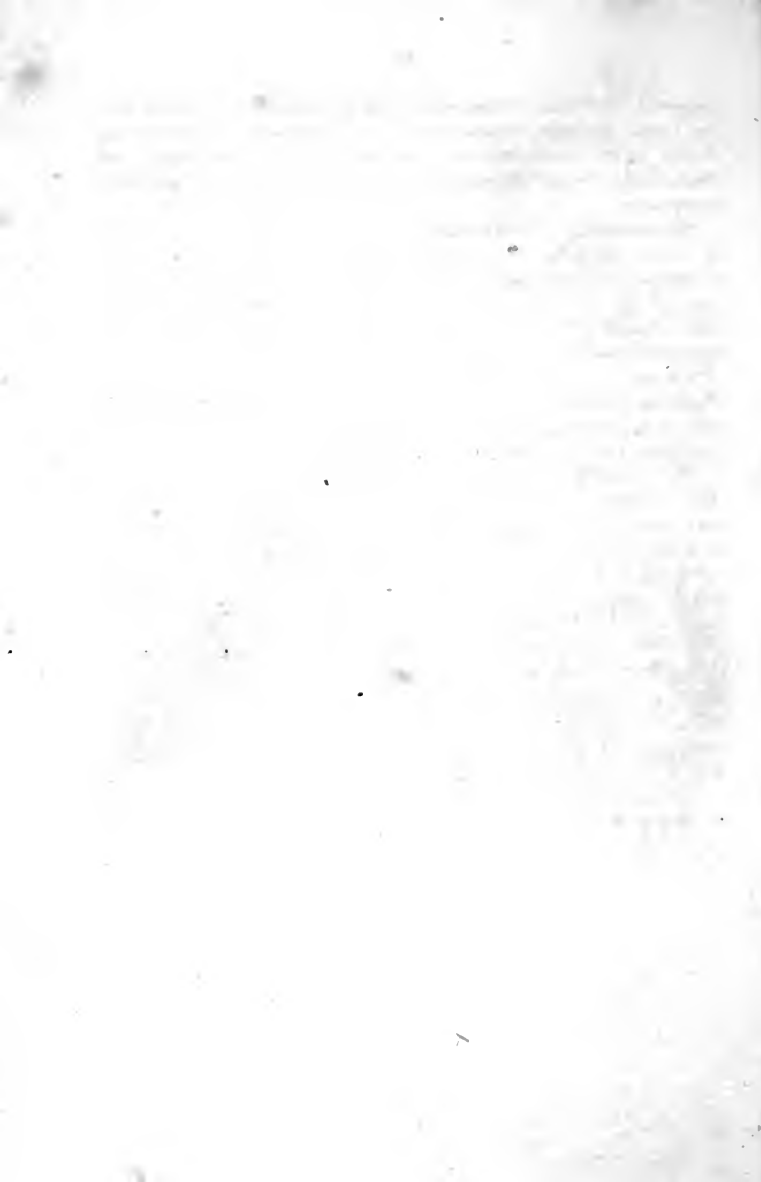
The proceedings, findings and sentence in the case of Private McClure, Company "G," 1st Regiment S. C. Volunteers, are confirmed, and the sentence will be duly executed. Although in the opinion of the Major-General Commanding, the sentence is inadequate to the offence.

The proceedings, findings and sentences in the cases of Privates Elisha Clarke, John Dunn, John Nolan, Arthur McClure, of Captain Kanapaux's Company, "D," Wagner Light Artillery; W. H. Hobbs, of Lee's Company, C. S. Artillery; Samuel Hutchinson, Company "B," 1st Regiment S. C. Volunteers; Robert McKee, Company "E," 1st Battalion S. C. Artillery; T. S. Gilham, Company "F"; Alfred Lease, Company "I," 1st Regiment S. C. Volunteers; John C. Heenan, Company "H"; William Dunovant, Company "D," 1st Regiment Infantry, C. S. P. A.; Martin Hollins, Company "G," 18th Regiment S. C. Volunteers; Jeremiah Sullivan, Company "F," R. C. Infantry; George Johnson, Company "B," Battalion of C. S. Artillery, and Corporal John Reynolds, Lee's Company, C. S. Artillery, are approved, and the sentences will be duly executed.

III..The general Court Martial, of which Colonel John Dunovant, 1st Regiment S. C. Infantry, is President, is hereby dissolved.

By order of Major-General PEMBERTON.

J. R. WADDY, *Assistant Adjutant-General.*







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